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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/725,235   | 12/01/2003  | Andrew J. Curello    | BIC-023             | 1937             |
| 29626  | 7590        | 11/22/2005           | EXAMINER            |                  |
| THE H.T. THAN LAW GROUP<br>WATERFRONT CENTER SUITE 560<br>1010 WISCONSIN AVENUE NW<br>WASHINGTON, DC 20007 |             |                      | CINTINS, IVARS C    |                  |
|  |             |                      | ART UNIT            | PAPER NUMBER     |
|  |             |                      | 1724                |                  |

DATE MAILED: 11/22/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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20051118

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The communication filed September, 2005 is not responsive to the restriction requirement dated August 23, 2005 because Applicants have not **identified** the single disclosed filter location species and the single disclosed polymer medium form species elected for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. The statement that "Applicants elect to prosecute the filter location species including at least claims 1-3, 7-14, and 20-21 [emphasis added]" (page 1, third paragraph of the above noted communication) does not identify the elected filter location species, particularly since "connectable to a fuel supply" (claim 2) and "positioned in a fuel supply" (claim 3) appear to be different locations. Also, it is not clear what is intended by the term "including at least." Similarly, the statement that "Applicants elect to prosecute ... the polymer medium form species including at least claims 1-8, 14 and 20-21 [emphasis added]" (page 1, third paragraph of the above noted communication) does not specify the the polymer medium form species which has been elected.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to I. Cintins whose telephone number is 571-272-1155. The examiner can normally be reached on Monday through Friday from 8:30 AM to 5:00 PM. If

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attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Duane Smith, can be reached at 571-272-1166.

The centralized facsimile number for the USPTO is **571-273-8300**.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



**Ivars C. Cintins**  
**Primary Examiner**  
**Art Unit 1724**

I. Cintins  
November 18, 2005